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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION 3691 of 2004

PETITIONER : ANIL CHACKO S/O LATE SHRI P.C.CHACKO AGED ABOUT 32 YEARS, R/O. B-10, HOUSING BOARD COLONY, BALCO NAGAR, DISTRICT KORBA (C.G.)

VERSUS

RESPONDENTS : 1). STATE OF CHHATTISGARH THROUGH PRINCIPAL SECRETARY, INDUSTRIES DEPARTMENT, GOVT. OF CHHATTISGARH, D.K.S. BHAVAN, RAIPUR (C.G.)

2) GENERAL MANAGER, DIST INDUSTRIES CENTRE, KORBA, DISTT: KORBA (C.G.)

3) SHANKAR LAL SHARMA S/O LATE MANGATH RAM SARMA, AGED ABOUT 65 YEARS R/O JHUNJHUNWALA COMPLEX, DEHRI ROAD, KORBA, DIST: KORBA (C.G.)

4). RAJESH KUMAR SHARMA, S/O SHANKAR LAL SHARMA AGED ABOUT 28 YEARS, R/O. JUNJUNWALA COMPLEX KORBA, DIST: KORBA, (C.G.)

Present: Smt. Fouziya Mirza, Advocate for the petitioner.
Shri Utkarsh Verma, Deputy Government Advocate for State/respondent no. 1 and 2.
Shri N.K.Chatterjee, Advocate for respondent no. 3 and 4.

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ORDER
(Passed on 21st of March, 2007)

1. Learned counsel appearing for the petitioner submits that the appellate authority, vide order dated 03.07.2004 (Annexure P/11) has recorded that Shri Shankar Lal Sharma and Shri Rajesh Kumar Sharma are partners of the petitioner firm M/s. Anil Engineering Works, Korba.

2. The petitioner seeks permission of this Court to make representation before the respondent no. 2 for appropriate relief to which the learned counsel appearing for the respondents have no objection. However, it is contended by the learned counsel appearing for the respondent no. 3 and 4 that such representation should be decided after affording opportunity of hearing to the parties concerned.

3. In view of the foregoing, this petition is disposed of with a liberty to make representation to respondent no. 2 and the same shall be decided in accordance with law after affording proper opportunity of hearing to the concerned parties within a period of six weeks.

4. The order dated 14.02.2007 passed in W.P. No. 228/2007 (M/s. Anil Engineering Works Vs. State of Chhattisgarh & Others) wherein, the respondent no. 2 was directed to consider and decide the representation of M/s. Anil Engineering Works within a

period of four weeks from the date of receipt of a copy of the order, the said order is produced before this Court. It is submitted by the learned counsel for the parties that both the representations pursuant to this order as well as the order dated 14.02.2007 passed in W.P. 228/2007, be considered and decided together, subject to the above terms and conditions.

5. In view of the above, the petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit